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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of :  
Hiroki Yokota, et al. : Examiner: Marjorie A. Moran  
Serial No. 10/672,661 : Group Art Unit: 1631  
Filed: September 26, 2003 : Docket: 1857-IURTC.0137-CIP  
For: "METHODS FOR PREDICTING :  
TRANSCRIPTION LEVELS" :

Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this Correspondence is being deposited on the date below with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

12-28-04  
Date

Janice M. Nightlinger  
Janice M. Nightlinger

REQUEST FOR LISTING OF REFERENCES

Applicants in the above-identified application are submitting herewith copies of the following documents listing references that were considered and made of record in connection with Applicants' related patent applications:

A. Parent U.S. Application No. 10/274,095, filed October 17, 2002:

Form PTO-1449 from Information Disclosure Statement filed July 30, 2004.

B. International Application No. PCT/US02/33579, filed October 17, 2002:

Form PCT/ISA/210 (second sheet) International Search Report mailed April 28, 2003.

It is respectfully requested that the references included in the Form PTO-1449 and Form PCT/ISA/210 submitted herewith be listed on the face of the patent granted on the above-identified application, in accordance with the following provisions of §609 of the Manual of Patent Examining Procedure:


[T]he examiner will consider information which has been considered by the Office in a parent application when examining (A) a continuation application filed under 37 CFR 1.53(b) or filed under former 37 CFR 160, (B) a divisional application filed under 37 CFR 1.53(b) or filed under form 37 CFR 1.60, or (C) a continuation-in-part application filed under 37 CFR 1.53(b). Such information need not be resubmitted in the continuing application unless applicant desires the information to be printed on the patent.

In the event any fee is due in connection with the consideration of this request, the Commissioner is authorized to charge any such fee to the account of the undersigned attorneys, Deposit Account No. 04-1406.

Respectfully submitted,

DANN DORFMAN HERRELL and  
SKILLMAN, P.C.  
Attorneys for Applicant

By

  
Kathleen D. Rigaut, Ph.D. J.D.  
Registration No. 43,047

KDR:jmn  
Enclosures

Telephone: 215-563-4100  
Facsimile: 215-563-4044  
Customer No. 000110

# INFORMATION DISCLOSURE STATEMENT



Complete if known

Application Number: 10/274,095

Filing Date: October 17, 2004

First Named Inventor: Hiroki Yokota, et al.

Group Art Unit: 1641

Examiner Name: Not Yet Assigned

SHEET 1 OF 1

Attorney Docket Number: 1857-ARTI.0137US

## UNITED STATES PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	PATENT NUMBER	ISSUE DATE MM-DD-YYYY	FIRST NAMED INVENTOR

## FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	DOCUMENT NUMBER	COUNTRY OR REGION	DATE OF PUBLICATION MM-DD-YYYY	FIRST NAMED INVENTOR OR APPLICANT

## OTHER PRIOR ART - NON-PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Include name of the author (in Capital Letters), title of the article (when appropriate), title of the item(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	C1	HUGHES, J.D. et al. "Computational Identification of <i>Cis</i> -regulatory Elements Associated with Groups of Functionally Related Genes in <i>Saccharomyces cerevisiae</i> "; J. Mol. Biol., 296: 1205-1214 (2000)
	C2	QUANDT, K. et al. "MatInd and MatInspector: new fast and versatile tools for detection of consensus matches in nucleotide sequence data"; Nucleic Acids Research, 23(23): 4878-4884 (1995)
	C3	PRESTRIDGE, D.S. "Computer Software for Eukaryotic Promoter Analysis"; Methods in Molecular Biology, 130: 265-295 (1999)
	C4	DE JONG, H. "Modeling and Simulation of Genetic Regulatory Systems: A Literature Review"; Journal of Computational Biology, 9(1): 67-103 (2002)
	C5	Davuluri, R.V. et al. "Computational identification of promoters and first exons in the human genome"; Nature Genetics, 29: 412-417 (2001)
	C6	BUSSEMAKER, H. et al. "Regulatory element detection using correlation with expression"; Nature Genetics, 27: 167-171 (2001)
	C7	SUN, H.B. et al. "Model-Based Analysis of Matrix Metalloproteinase Expression Under Mechanical Shear"; Annals of Biomedical Engineering, 31: 1-10 (2003)
	C8	SUN, H.B. et al. "Promoter Competition Assay for Analyzing Gene Regulation in Joint Tissue Engineering"; Frontiers in Bioscience, 7: a169-174 (2002) [Abstract]
	C9	QIAN, L. et al. "Systems Analysis of Matrix Metalloproteinase mRNA Expression in Skeletal Tissues"; Frontiers in Bioscience, 7: a126-134 (2002) [Abstract]

EXAMINER'S SIGNATURE	DATE CONSIDERED

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.